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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/024,282	12/21/2001	Eero Rasanen	4208-4013	5028
27123	7590	09/04/2007		
MORGAN & FINNEGAN, L.L.P. 3 WORLD FINANCIAL CENTER NEW YORK, NY 10281-2101			EXAMINER CHERRY, STEPHEN J	
			ART UNIT 2863	PAPER NUMBER
			MAIL DATE 09/04/2007	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10024282	12/21/01	RASANEN ET AL.	4208-4013

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EXAMINER

Stephen J.. Cherry

ART UNIT	PAPER
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2863

20070728

DATE MAILED:

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Commissioner for Patents

The amendment filed 12-22-2006 fails to comply with 37 CFR 1.121 (c) (4) (i). The status of the claims should indicate that they are withdrawn, as a result of the restriction of 5-17-2006. Additionally, applicant has not addressed the restriction requirement of 5-17-2006. Appropriate responses include arguing that the restriction was improper, or filing a divisional application with the non-elected claims. Applicant's traverse of the requirement for restriction in the reply filed on 7-17-2006 is acknowledged. The traversal is on the ground(s) that the elected and non-elected inventions both have a novelty index value. However, the elected and non-elected inventions have a different novelty index value, and the search for the elected novelty index value would not necessarily include a search for the novelty index value as amended.

The requirement is still deemed proper and is therefore made FINAL.

Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).


John Barlow
Supervisory Patent Examiner
Technology Center 2800